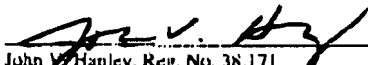


#46

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8

I hereby certify that this correspondence is being sent via facsimile to (703) 308-9616, Office of Petitions, USPTO, on March 14, 2003.


John W. Hanley, Reg. No. 38,171

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of

Inventor: Michael E. Tompkins, et al.

Serial No. 08/385,062

U.S. Patent 5,550,753

Filed: February 7, 1995

For: MICROCOMPUTER SPA CONTROL SYSTEM

Client ID/Matter No. BALIN-43631

March 14, 2003

LETTER

FAX RECEIVED

Commissioner for Patents
Washington, D.C. 20231

MAR 14 2003

PETITIONS OFFICE

Dear Sir:

On February 26, 1999, the undersigned filed a letter (copy enclosed) with the United States Patent and Trademark Office indicating that the assignee of the present matter no longer qualifies as a small entity. However, the status of this case has not yet been changed by the USPTO and it is hereby requested that the present matter be identified with a large entity status.

We have recently discovered that on February 5, 2000, a maintenance fee was paid in respect of the present matter but the fee paid was an amount for a small entity. This error was

made in good faith.

Adjustment date: 03/24/2003 HLE555
03/02/2000 DALLEN 00000267 032641 5550753
01 FC:283 415.00 CR

03/24/2003 HLE555 00000007 062425 5550753

01 FC:1551 940.00 CH

In accordance with 37 CFR § 1.28(c), authorization is hereby provided to charge our Deposit Account No. 06-2425 the deficiency between the amount paid and the amount due as well as any other fees associated with satisfying the maintenance fee requirement for this matter. Please also consider this paper to be a petition for the acceptance of the fees due in the event such a petition is required and authorization is hereby provided to charge our Deposit Account No. 06-2425 any fees associated with such a petition.

Respectfully submitted,

FULWIDER PATTON LEE & UTECHT, LLP

By: _____

John V. Hanley

Registration No. 38,171

JVH/kst
Howard Hughes Center
6060 Center Drive, Tenth Floor
Los Angeles, CA 90045
Telephone: (310) 824-5555
Facsimile: (310) 824-9696
Customer No. 24201

Please acknowledge receipt of our Letter acknowledging
Applicants are Large Entity by affixing hereon the Patent Office
date stamp and returning this card to our office.

In re application of: Michael E. Tompkins, et al.
Serial No.: 08/385,062
Patent No.: 5,550,753
Filed: February 7, 1995
Title: MICROCOMPUTER SPA CONTROL SYSTEM
Mailed: February 26, 1999
Client ID/Dkt No. BALIN-43631
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In re application of: Michael E. Tompkins, et al.
Serial No.: 08/385,062
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Title: MICROCOMPUTER SPA CONTROL SYSTEM
Mailed: February 26, 1999
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JVH/kst

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MAR 14 2003

PETITIONS OFFICE

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to Commissioner of Patents and Trademarks, Washington, D.C. 20231 on February 26, 1999.

Docket No. BALIN-43631

By 
John V. Hanley, Reg. No. 38,171

Dated: February 26, 1999

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of)
)
Michael E. Tompkins, et al.)
)
Serial No. 08/385,062)
(Now U.S. Patent No. 5,550,753))
)
Filed: February 7, 1995)
)
For: MICROCOMPUTER SPA CONTROL) February 25, 1999
SYSTEM) Los Angeles, CA 90024
)
_____)

LETTER

Assistant Commissioner for Patents
Washington, D.C. 20231

FAX RECEIVED

MAR 14 2003

PETITIONS OFFICE

Sir:

Pursuant to 37 CFR 1.28, Applicants hereby notify the Office that they no longer qualify as a small entity.

Respectfully submitted,

FULWIDER PATTON LEE & UTECHT, LLP


John V. Hanley
Registration No. 38,171

JVH:kst

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